

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF South Dakota
Western District

Jim Navarro
P.O. Box 9561 Pueblo Colorado 81008
Plaintiff

- VS.
- ① United States of America
 - ② First National Bank
300 North Main St - Rocky Ford Colo 81067
 - ③ First National Bank
535 Bent Ave - Las Animas Colo 81054
 - ④ United States Office of Personnel Management
Retirement Inspections
Washington DC 20415-0001
 - ⑤ Defense Finance & Accounting Service
U.S. Military Annuity Pay - 6899 East
56th Street - Indianapolis, Indiana 46249-1300
 - ⑥ Office of Personnel Management
Retirement Operations
P.O. Box 45 Boyers, Pennsylvania 16011-0045
 7. Social Security Administration - The Hon Mr Andrew Saul
SSA Commissioner - 6401 Security Blvd
Baltimore Maryland 21235
 - 8 First National - Mrs Cassie Neander
117 Main Street
Fowler Colorado 81039

Defendant(s)

A. JURISDICTION

- 1) This complaint alleges that the civil rights of Plaintiff, Jim Navarro,
(Print Plaintiff's name)

who presently resides at P.O. Box 9561
Pueblo Colo 81008, were

violated by the actions of the below named individuals which were directed against

Rocky Ford First National Bank 300 N Main
Plaintiff at Fowler First National Bank 117 Main St on the following dates
(institution/city where violation occurred)

1990 Americans with Disabilities Act, 1964 Civil Rights Act, and 14th Amendments to constitution
(Count I) (Count II) (Count III) 8th Amendment to the constitution

1. United States of America is a citizen of _____
who presently resides at the following address: _____
2. Defendant Assist Manager Ms Diana Chavez is a citizen of Otero County - City of Rocky Ford
who live(s) at or is/are located at the following address: 300 North Main St
Rocky Ford Colo 81067
Without her occupations - we wouldn't have any legal problems
3. Defendant Manager Bryan Simmons is a citizen of Bent County
who live(s) at or is/are located at the following address: First National Bank
535 Bent Avenue
Wes Anna Colo 81054
18 USC (371) conspired with Diana Chavez
to Fine someone to blame of missing \$2000
4. Defendant Manager ? is a citizen of United States Office of Personnel
who live(s) at or is/are located at the following address: Management Retirement Inspections
Washington DC 20415-0001
Wire Fraud - Taking money that didn't belong to that Office - Modern Day Robbery
5. Defendant Manager ? is a citizen of Defense Finance & Accounting
who live(s) at or is/are located at the following address: Service - US Military Annuity
Box 8899 East 56th Street
Indianapolis Indiana 46249
18 USC (371) 1300
6. Defendant Manager ? is a citizen of Office of Personnel Management
who live(s) at or is/are located at the following address: Retirement Operations
P.O. Box 45 Bayers, Pennsylvania
16017-0045
18 USC (371)
7. Defendant Mr Andrew Saul is a citizen of Washington DC
who live(s) at or is/are located at the following address: 500 East Street Washington DC 20354

But receives mail
at
SSA Commissioner
6401 Security Blvd
Baltimore Maryland
21235

I haven't received much help
From this Honorable office - Now
they can explain how Benefits From
government offices work - Explain it
to other Defendants

6.) Defendant Ms Cassie Melander resides at Otero County - First National Bank
 (full name of first defendant) (address if first defendant)
 and is employed as Manager. This defendant is sued in his/her
 (defendant's position and title, if any)
 ___ individual ☒ official capacity. (Check one or both). Explain how this defendant was
 acting

under color of law: Retaliation Against me - waited until the last possible day
when Social Security check was coming in & sent it
Back. Then told me that I've lost all my privileges with
her Bank and that she sent check back - to unknown location

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and 42 U.S.C. § 1983. If you wish
 to assert jurisdiction under different or additional statutes, list them below.

18 USC § (371) 18 USC §§ (1341, 1343)

B. NATURE OF THE CASE

1) Briefly state the background of your case.

I hope every Citizen that Receives government checks
at their Banks - should be Aware that their Bank
Can decide what to do with The Money that left Behind
By The Deceased Bank account Holder - Especially if
the employee don't understand the rules of people receiving
Benefits one month behind - Gave every Defendant
a chance to correct The problem - and what policy
change The Banks were going to do too correct Further
problems in The Future - Not one of The Defendants
took The Time to write to me - So I am Filing to
Correct The problem For Citizens of The United
States

C. CAUSE OF ACTION

FIRST CLAIM FOR RELIEF
AND SUPPORTING FACTUAL ALLEGATIONS

(Please number your paragraphs and attach any necessary additional pages.)

1990 Americans with Disabilities Act - Means Everyone should be treated Fair when it Comes to Government Funds or Payments For disabilities etc etc - I ask The Biden Administration to put us under an umbrella of Protection Against Government offices and Banks that think they extra duties to see that Government offices receive Money they think The Veterans Families arent intitle to - Even if they dont understand that Social Security pays one month Behind - All They had to do is Call Washington D.C. 202-358-6000 and ask The Benefit Section - and they will explain How gov pays one month Behind - My Mother lived to April 28 2023 that 28 days was hers - IF Mrs Diana Chavez lets her Bank be rob of over \$2000⁰⁰ by a government office and then Blame me for taking my Mothers money which I share with her - and they took my last 53⁰⁰ on June 5th they said they close my account - I ask what happen to my 53⁰⁰ Mrs Cassie Nelander of Flower First National Bank said she sent it Bank to Social Security Didnt tell me what office - 8th Amendment to The Constitution - Cruel & unusual Punishment

SECOND CLAIM FOR RELIEF
AND SUPPORTING FACTUAL ALLEGATIONS

1964 Civil Right Act

(Please number your paragraphs and attach any necessary additional pages.)

People are to be treated Fair on Just about every program The Government Regulates For the People of The United States of America Banks should of been The last of our worries During The Time of Stressful set of Circumstances of My Losing My Mother. I accuse The Defendants of 18 USC (371) 18 USC §§ (1341-1343) of not making an effort to contact me on how The Government offices are going to do to correct this Injustice. I waited over 4 months to receive a Reply. Now I will receive one with This Complaint Against Defendants.

In Taxation a judicially imposed Doctrine applicable to both cash and actual basis taxpayers which holds that an amount is includible in income upon actual or constructive receipt if the taxpayer has an unrestricted claim in such amounts. A payment received under a claim of right is includible in income even though there is a possibility that all or part of it may have to be returned.

THIRD CLAIM FOR RELIEF
AND SUPPORTING FACTUAL ALLEGATIONS

(Please number your paragraphs and attach any necessary additional pages.)

8th Amendment to The Constitution
14th Amendment to The Constitution

These Three Banks should of Known; That
government pays people who receive Government
Checks - By Direct Deposit - Receive their money
one month behind All they had to do is
Call Social Security Administration in Washington
DC. 500 East Street - zip 20251 - ph 202-358-6000
and ask to speak with Benefit Section of their
Office - And they would of told them I don't owe
The Government any Back pay. I took it out
every month on my mother Instructions. They let
themselves Be Rob By a government of office
wire fraud

8th - A week after my mother pass away -
they gave me legal troubles - And they waited
to tell me I was thrown out of the Banks
Account 124260 on 5-30-2023 Just
when My Social Security check was going to
arrive at First National Bank - They sent it Back
to Washington?

outline).

- a) Defendants: _____
- b) Name of court and docket number: _____
- c) Disposition (for example, was the case dismissed, appealed or is it still pending?):

- d) Issues raised: _____

- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

- 2) Have you filed an action in federal court that was dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted? _____ Yes _____ No. If your answer is "Yes", describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page following the below outline.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (check one): _____ frivolous
_____ malicious or _____ failed to state a claim upon which relief could be granted.
- d) Issues raised: _____

- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____

- c) The case was dismissed because it was found to be (check one): _____ frivolous
_____ malicious or _____ failed to state a claim upon which relief could be granted.
- d) Issues raised: _____
- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (check one): _____ frivolous
_____ malicious or _____ failed to state a claim upon which relief could be granted.
- d) Issues raised: _____
- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

- 3) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g., have you exhausted available administrative grievance procedures? _____ Yes _____ No. If your answer is "No", did you not attempt administrative relief because the dispute involved the validity of a: (1) _____ disciplinary hearing; (2) _____ state or federal court decision; (3) _____ state or federal law or regulation; (4) _____ parole board decision; or (5) _____ other _____.
- If your answer is "Yes", provide the following information. Grievance Number _____.
- Date and institution where grievance was filed _____.

Response to grievance: _____

REQUEST FOR RELIEF

Plaintiff requests the following relief:

Date: _____

(Plaintiff's Original Signature)

(Street Address)

(City, State, ZIP)

(Telephone Number)

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Pueblo, CO 81008

United States District Court
District of South Dakota
Office of The clerk - rm 405
235 South Pierre street
Pierre, South Dakota 57501

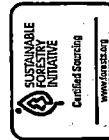
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